

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY,
SEPTEMBER 28, 2010, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL
CHAMBERS

Members Present: Mayor Kelvyn Cullimore, Councilman Scott Bracken, Councilwoman Nicole Omer,
Councilman Gordon Thomas, Councilman Tee Tyler

Staff Present: City Manager Liane Stillman, City Attorney Shane Topham, Chief Robby Russo,
Assistant Chief Mike Watson, Stephanie Archibald, Brad Bailey, Public Works
Director Mike Allen, Youth City Council Member Kevin Bryant

Also Present: Katherine Cusumano, Kevan King

1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS

- 1.1 Mayor Cullimore opened the meeting at 7:00 p.m. and welcomed those attending.
- 1.2 The Pledge of Allegiance was led by Councilwoman Omer.
- 1.3 Kevin Bryant, Youth City Council Service Officer and Brighton High School student was introduced. As Youth Council Service Officer he is in charge of and oversees service projects that the Youth City Council participates in such as Butlerville Days and Relay for Life. Mr. Bryant stated that this is his fourth year serving on the Youth City Council.

2.0 CITIZEN COMMENTS

- 2.1 Kevan King reported that he has owned a condominium in the city for the last 20 years and has lived in Cottonwood Heights off and on during that time. He is currently attempting to obtain a short-term rental license. Mr. King indicated that he has spoken to the Mayor, the Council, and City Manager Liane Stillman and asked if there was any new information on the process.

City Attorney Shane Topham indicated that the cap on the number of short-term rentals has been challenged and the matter sent to the State Land Use Ombudsman's Office for an advisory opinion. Once a decision is made, the Council can address the ordinance and noted that the decision from the Ombudsman's Office is not binding. Currently a temporary zoning regulation is in place that is intended to maintain the status quo for up to six months.

Mayor Cullimore explained that it is his understanding that because there is a cap on the number; a license must be surrendered in order for one to become available. When a license becomes available, it is held by the city, notice is posted on the City's website for 15 days after which an applicant is chosen in a random drawing.

Mr. Topham reviewed the process the City follows when a permit holder is in danger of losing their permit.

3.0 REPORTS/PRESENTATIONS

3.1 Administration of Oath of Office.

- 3.1.1 The oath of office was administered to Officer Bradley Bailey by City Recorder Linda Dunlavy. Officer Bailey is a native of Michigan and previously worked for the Cache County Sheriff's Office. The Mayor and Council welcomed him to the City.

3.2 Salt Lake County Special Service District #1

- 3.2.1 Pam Roberts, Director, reviewed the findings of a customer satisfaction survey. The results showed a high satisfaction rating with a few areas to be improved upon. One pertained to area cleanup efforts and the possibility of providing additional capacity. Looking forward to 2011, the Board granted permission to expand the budget and provide a 1:5 container per home ratio versus the current 1:7. Recycling issues were addressed and 41% of respondents supported weekly recycling. 36% of those who voiced support for weekly recycling were willing to pay an additional fee. Ms. Roberts gave a DVD presentation on recycling. A recent waste audit showed that approximately 40% of trash in the waste stream is recyclable. The potential benefits of collecting weekly recycling lies within that 40% with the highest content in the form of aluminum cans, plastic, and mixed paper. Such materials are accepted in all area recycling programs and in fact, are valuable commodities. The next step is to conduct a second waste audit in January. This will allow for the measurement of recyclables against non-recyclables without green waste being mixed in.

Ms. Roberts explained that the waste audit was conducted from the end of June through the first part of July. The areas targeted were Olympus Cove, for example, has a much higher participation rate than Magna. In addition, more aluminum was collected from Magna garbage cans than Olympus Cove. A total of 23 tons of waste were audited from four different samples examined. Two were from Olympus Cove and two were from Magna with one each of green on the week of recycling, and one each of green on off recycling weeks. It was discovered that there were more recyclables in black garbage cans the week of the recycle collection. Next, a study was conducted of commodities being placed in black cans that can be recovered. The results showed that 3% was glass. The Board is working to have two community glass collection areas operational by the end of the year. Ms. Roberts commented that it is beneficial to keep glass out of the blue bins because it damages the materials. In addition, recycling vendors cannot capture as much market value if there is damage. 15% of what was collected was classified as recyclables with paper/cardboard constituting 8%, aluminum 2%, and plastics 5%. There was a high percentage of green waste, which was not surprising based on the time of the year. The majority of green waste was identified as grass clippings.

Data showed each commodity and the amount that could be saved by recycling versus generating new materials. Ms. Roberts reported that nearly two tons of paper was collected. This would have saved 14,000 gallons of water, 34 mature trees, six cubic yards of landfill space, and four barrels of oil. With regard to the plastic collected, Ms. Roberts reported that two million barrels of oil are used daily to create new plastics, which is 10% of the U.S. consumption of oil. Recycling plastic saves 90% of the energy necessary to create new plastic. With regard aluminum, one recycled can saves 95% of the energy required to create a new one. In addition, 20 recycled cans use the same amount of energy as manufacturing one new can.

Ms. Roberts summarized the results and stated that it can be assumed that the recycling container gets filled because the trash can is full on collection weeks. It can be projected that by implementing weekly recycling, 30% more recyclables could potentially be collected. This would amount to 6,000 additional tons of recyclables and increase the diversion rate from 15.5% to approximately 20%. She noted that recyclables also take up more space in the landfill. Grass clippings are beneficial to the landfill because they help break down garbage and generate methane. Ms. Roberts reported that 6,000 homes in Murray City are powered by both the Trans Jordan and Salt Lake Valley landfills. In addition, revenue is generated when recyclables are sold

to the vendor. Of the recyclables collected, aluminum is the most valuable with plastic being the least valuable. The district could increase its revenue by approximately \$75,000 annually from the additional 6,000 tons collected. This would partially offset the cost of recycling. If the desired materials are captured in the blue can versus the black can, there will be a savings in terms of dumping fees. Currently the program costs \$2.6 million annually; however, it has been under budget because of efficiency. \$2.4 million would be added to the budget to implement weekly recycling making the total cost of the program \$5 million per year. Offsetting revenue would help cover that cost.

- 3.2.2 It was confirmed that a second blue can is provided to those who request it at no additional charge. Mayor Cullimore suggested that rather than weekly collections, that second cans be distributed.

Ms. Roberts stated that if a second can were to become the norm, a fee increase would eventually be necessary.

3.3 **Standing Monthly Reports.**

1. **Unified Fire Report – Assistant Chief Mike Watson**

- 3.3.1 Assistant Chief Mike Watson gave the Unified Fire Report for the month of August and compared fire and medical data. He noted that the fire data does not change significantly month-to-month. Station 110 had 106 calls resulting in 60 transports and Station 116 had 69 calls which resulted in 30 transports.

The safety message for August was impaired driving. The Chief cited statistics that show 20% of the crashes in 2008 were caused by distracted drivers and resulted in nearly 6,000 deaths and more than 500,000 injuries nationwide. The customer service message involved participation in CERT classes, urban interface trainings, and the Emergency Preparedness Fair.

Chief Watson also reported on the Machine Gun fire in Herriman, where a disaster was declared. An Interstate Mutual Aid Order was enacted, which made fire companies available from across the state. There were 36 structure engines at the scene during the first operational period, 18 Type 6 engines (grass trucks), 12 ambulances, and 7 aerial apparatus. Chief Watson reported that there are 62 fire stations in the valley, each having the ability to protect one home. The Herriman fire made it impossible to protect all of the homes affected, with three ultimately being lost. Specifics of the firefighting effort were discussed.

4.0 **ACTION ITEMS**

4.1 **Consideration of Ordinance Number 161 Establishing Temporary Zoning Regulations for Political Signs.**

- 4.1.1 **MOTION:** Councilman Thomas moved to approve Ordinance Number 161. The motion was seconded by Councilwoman Omer and passed unanimously on a roll call vote.

4.2 **Consideration of Resolution No. 2010-50 Appointing Kelvyn H. Cullimore, Jr. as the City's Representative to the United Fire Authority Board.**

- 4.2.1 Mayor Cullimore explained that the proposed resolution ratifies appointment to the UFA Board through December 31, 2012.

- 4.2.2 **MOTION:** Councilman Bracken moved to approve Resolution Number 2010-50. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.
- 4.3 **Consideration of Resolution No. 2010-51 Approving an Addendum to an Interlocal Agreement for Animal Services with Sandy City.**
- 4.3.1 Mayor Cullimore explained that the City's Animal Control Division wants additional time to place animals in adoptive homes as opposed to euthanizing them. Sandy City does not object as long as the City pays for the extra time they are kept in the shelter. The proposed resolution amends the interlocal agreement with Sandy City and obligates the City to pay \$7 per day for each day an animal is held beyond the established one-week period.
- 4.3.2 **MOTION:** Councilwoman Bracken moved to approve Resolution Number 2010-51. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.
- 4.4 **Consideration of Resolution No. 2010-52 Approving and Ratifying Entry into Six Fence Agreements.**
- 4.4.1 Mayor Cullimore reported that the Old Mill Trail was recently improved and a portion of the trail borders the property of six residences. An agreement has been reached for a shared cost arrangement to install a permanent decorative cement-type fence along the trail line. The agreement provides that the City can access the new fence along a 10-foot wide easement. Another 10-foot wide easement has been created on the owners' side of the new fence to construct, repair, and maintain the new fence as needed. The intent is to obtain an easement from the County to replace access across the owners' property. Once obtained, an amendment to the agreement will be recorded terminating the easement rights on the owners' side of the fence.
- 4.4.2 **MOTION:** Councilwoman Omer moved to approve Resolution Number 2010-52. The motion was seconded by Councilman Thomas and passed unanimously on a roll call vote.
- 5.1 **CONSENT CALENDAR**
- 5.1 **Approval of September 14, 2010 Minutes.**
- 5.1.1 The minutes were approved.
- 6.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION IN ROOM 250**
- 6.1 **MOTION:** Councilman Bracken moved to adjourn. The motion was seconded by Councilwoman Omer and passed unanimously on a roll call vote.
- 6.2 The business meeting adjourned at 8:10 p.m.